

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2267.547US03

Scheler et al.

Confirmation No.: 6730

Application No.: 10/020,861

Examiner: Gary Wayne Estremsky

Filed: December 14, 2001

Group Art Unit: 3676

For: ARRANGEMENT FOR LOCKING AND UNLOCKING A DOOR OF A CONTAINER

SECOND PETITION UNDER 37 C.F.R. § 1.117(h)

Office of Patent Legal Administration
Commissioner for Patents
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Sir:

This second Petition is also made to correct the filing date for the subject reissue application in accordance with 37 C.F.R. §§ 1.181, 1.182 and MPEP § 506.02. The application was properly deposited with Express Mail on December 14, 2001, as required by 37 C.F.R. § 1.10. A copy of the Certificate of Express Mail from the Reissue Application Transmittal for the application and a copy of the Express Mail receipt are enclosed with this petition. The Express Mail Receipt was erroneously hand marked as being deposited on "12-13-01" by the Post Office clerk; however, the date stamped by the Post Office on the Receipt is correct, December 14, 2001. The Acknowledgement card received from the PTO mailroom was stamped December 13, 2001, presumably based on the incorrect handwritten entry on the Express Mail Receipt. A copy of the Acknowledgement card is also enclosed. Under 37 C.F.R. § 1.6, applications deposited with Express Mail should be accorded a filing date: "... will be stamped with the date of deposit as "Express Mail" with the United States Postal Service." It is respectfully requested that the above-identified provisional application be accorded a filing date of December 14, 2001 rather than the filing date of December 13, 2001.

Initially a filing date of 13 December 2001 was granted. However, a correct filing date of 14 December 2001 was granted on the basis of a petition under 37 C.F.R. § 1.181 and filed 14

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Application No. 10/020,861

February 2002. The 14 February 2002 petition pointed out that 1) the date in the "date in" space of the Express Mail Receipt was in error; and 2) the dates on the USPS stamp and Certificate of Express Mail of 14 December 2001 were correct. Another filing receipt incorrectly stated the filing date as 17 July 2002.

Because there were no defects in Applicants' submission of the application which would have resulted in the erroneous filing date, Applicants' request a waiver of any petition fee. Alternatively and due to the fact that there were no defects in Applicants' submission of the application, Applicants request a refund of the petition fee as provided in MPEP § 506.02.

The Commissioner is also authorized to charge Deposit Account No. 16-0631 for any underpayments, overpayments or other required fees.

Respectfully submitted,



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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 1-571-273-8300 on the date shown below.

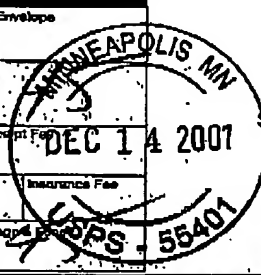
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Reissue Application Transmitted;
Specification and Abstract;
Drawings;
Preliminary Amendment; and **PATTERSON, THUENTE, SKAAR**
Postcard Receipt. **& CHRISTENSEN, P.A.**
Applicant: Werner Scheler et al.
Application No.: Not yet assigned
U.S. Patent No. 6,600,732
File No.: 2267.547US03
Due Date: n/a
Initials: DJC/jae
Mailed: December 14, 2001 via Express Mail EL671552706US

J1021 U.S. PTO
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Filing next need? 2-14-02;
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